



RECORD OF OFFICER DECISION

Date: Tuesday, 12 January 2021

Time: 10.00am

Venue: Virtual Meeting Via Skype

1.	The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020	Pages 3 - 4
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Record of decision made by the Head of Housing, Economy and Community Services.

Issued on Monday, 18 January 2021

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**Chief Executive, Swale Borough Council,
Swale House, East Street, Sittingbourne, Kent, ME10 3HT**

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RECORD OF OFFICER DECISION

<p>This form must be completed by or on behalf of the relevant Officer immediately after any decision has been made. Please send to the Proper Officer for publication in accordance with the Council's Constitution.</p>	
<p>NAME OF OFFICER MAKING DECISION (INCLUDING JOB TITLE) AND THE DECISION BEING MADE</p>	<p>Charlotte Hudson Head of Housing, Economy and community Services Amended the Housing Civil Penalties Policy to include offences under The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020</p>
<p>TITLE OF REPORT</p>	<p>The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020.</p>
<p>DATE THE DECISION WAS TAKEN</p>	<p>12 January 2021</p>
<p>SUMMARY OF REASONS FOR DECISION</p>	<p>Decision made – Approved</p> <p>In order to determine the level of civil penalty for an offence under The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020 the Council needs to adopt a policy.</p> <p>The Council currently has a policy to determine housing enforcement penalties, which utilises the government guidance 'Civil penalties under the Housing and Planning Act 2016 – Guidance for Local Housing Authorities'. The same process is recommended to determine the level of fine to be imposed on private rented sector landlords for breaches of the Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020. Utilising the existing policy will ensure consistency in determining the level of civil penalties across all housing Act offences and offences contained in relevant regulations made under the Housing Acts.</p>
<p>BACKGROUND</p>	<p>DELEGATED DECISION from Cabinet 4 March 2019.</p> <p>Delegation to the Head of Housing, Economy and Community Services all powers to issue, use and enforce civil penalties as detailed in the Housing and Planning Act 2016 and any regulations made there under, including deciding on the level of penalty and dealing with representations.</p> <p>The Head of Housing, Economy and Community Services in consultation with the Cabinet Member for Housing, be delegated to make amendments to the Civil Penalties Policy, to maintain functionality and reflect changes in guidance or legislation.</p>

DETAILS OF ALTERNATIVE OPTIONS CONSIDERED AND REJECTED	None.
DETAILS OF ANY CONSULTATION UNDERTAKEN	As required by the delegation, the cabinet member for housing was consulted in reaching this decision and an informal review of other Kent Local Authority Policies was undertaken.
DETAILS OF ANY CONFLICTS OF INTERESTS	None
CONTACT FOR ENQUIRIES/FURTHER INFORMATION	Glyn Pritchard Private Sector Housing Manager
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